THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.8435 OF 2005

10.02.2006

Between:

K.Bhagwan Singh, S/o.Balram Singh

… Petitioner

AND

The Panchayat Secretary, Gram Panchayat, Ameenpur,

Pathancheru Mandal, Medak District

And another

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.8435 OF 2005

ORDER:

The petitioner is a resident of Ramachandrapuram Village in Medak District. He claims to have purchased along with his brothers land admeasuring Acs.2.20 guntas in survey No.653 situated at Ameenpur Village in Pathancheru Mandal. According to the petitioner, the names of the petitioner and his brothers mutated and they obtained necessary pattadar passbooks and title deed. In December 2004, the petitioner came to know that some third parties have filed an application for sanction of layout in respect of the land in survey No.653. Therefore, the petitioner gave a

representation on 09.12.2004, in vain. Hence, he seeks a writ of Mandamus declaring the action of the respondents in proceeding to sanction layout without considering the representation dated 09.12.2004 as illegal and arbitrary.

This Court admitted the writ petition on 07.06.2005 and ordered notice. The matter is called today, none appears for the petitioner or the respondents.

A reading of the affidavit accompanying the writ petition would show that the petitioner has already filed a suit being O.S.No.185 of 2003 on the file of the Court of the Principal Junior Civil Judge, Sangareddy against the General Manager, ITW Signode, who is allegedly behind the persons trying to interfere with the possession of the petitioner. According to the petitioner, the said civil court already granted an injunction in I.A.No.611 of 2003, which is still in force. Therefore, the respondents should immediately consider the representation of the petitioner dated 09.12.2004 and if they come to the conclusion that there is any title dispute between the petitioner and others, they cannot issue any title deed till such dispute is resolved. The respondents are directed to consider the representation of the petitioner dated 09.12.2004 within a period of four weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

February 10, 2006

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